



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

WMP

Docket No: 1476-02

11 July 2002

[REDACTED]

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This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 10 July 2002. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Marine Corps on 12 September 2000 for four years at age 19. Your record reflects that you were hospitalized for crisis intervention from 15 January until 22 January 2001. The staff psychiatrist stated that you demonstrated significant improvement, had received the maximum benefit from your hospitalization, and you were not suicidal or homicidal. He diagnosed an adjustment disorder with depressed mood and borderline traits and stated that you were having extreme difficulty in adjusting to the military environment and were totally unsuitable for military service. He strongly recommended an administrative discharge due to your failure to adapt.

Your record further reflects that on 30 January 2001 that you received non-judicial punishment (NJP) for failure to be at your

appointed place of duty. The punishment imposed was a forfeiture of \$214 and 14 days of restriction and extra duty.

On 4 December 1987 administrative separation action was initiated by reason of entry level performance and conduct due to your failure to adapt to the Marine Corps environment. You were advised of and elected to waive all of your procedural rights with the exception of your right to obtain copies of documents that supporting the proposed separation action.

On 24 January 2001 your commanding officer forwarded the separation action, to the discharge authority. In his letter, the commanding officer stated that you had "...quit on himself and the Marine Corps. Because of his lack of effort and his strong desire to no longer be a marine, he unreasonably burdens his command and others that must deal with him on a daily basis."

On 15 February 2001, the separation authority directed an entry level separation by reason of entry level performance and conduct. On 23 February 2001, you were so discharged, and were assigned an RE-4 reenlistment code.

In its review of your application the Board carefully weighed all potentially mitigating factors such as your desire to become a Marine. However, the Board concluded that the record fully supported the RE-4 reenlistment code due to your failure to adapt to the Marine Corps. In this regard, the Board noted the psychiatric evaluation, the NJP, and the statements of your commanding officer. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that

a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director